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HOUSE BILL 3061 By
Newton

SENATE BILL 3180
By Clabough (S)

AN ACT to require county sheriffs to use certain towing and
recovery vehicle providers on a rotating basis.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. The sheriff of each county shall compile an official list containing the name, address and telephone numbers of each certified towing and recovery vehicle operator doing business in such county and shall make such list available for public review. Any certified towing and recovery vehicle operator who is not included on such list may request listing thereon and such listing shall be made upon presentation of proof of certification.

SECTION 2. The sheriff shall use the list compiled pursuant to Section 1 of this act as a rotating roster of towing and rescue vehicle providers and shall employ the services of each certified towing and recovery vehicle on a rotating basis.

SECTION 3. The sheriff shall keep an accurate record and logbook of each incidence for which towing or rescue vehicle services are required. Such record and logbook shall contain the name of the certified operator contacted, the location to which such operator was dispatched, and the amount of the fee to be paid to such operator by the county for such services. Such record and logbook shall be available for public review.

SECTION 4. Upon completion of requested towing or rescue services, the certified operator engaged for such services shall not be contacted for further employment until all other

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certified operators on the rotating roster have been offered the opportunity to provide services to the county.

SECTION 5. Any sheriff who engages certified towing and rescue vehicle operators in violation of this act shall be subject to a civil penalty of one hundred dollars (\$100) for each violation. Such penalty may be enforced upon the petition in general sessions court of an aggrieved operator. Such penalty may be enforced upon the petition in general sessions court of an aggrieved operator. Such funds shall be paid directly to the county general fund.

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.